

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:

Date: March 15, 2005 Name: Jasper W. Dockrey, Reg. No. 33,868 Signature:

BRINKS  
HOFER  
GILSON  
& LIONE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: MAXWELL et al.

Appln. No.: 10/606,671

Filed: June 25, 2003

For: BREATH FRESHENING AND ORAL  
CLEANSING PRODUCT WITH MAGNOLIA  
BARK EXTRACT

Attorney Docket No: 1391/1555

Examiner: R.A. Davis

Art Unit: 1761

Wrigley No. MAGBAR 01

Mail Stop Amendment  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

**Attached are:**

Amendment and Request for Reconsideration Under 37 CFR 1.143.  
 Return Receipt Postcard

**Fee calculation:**

No additional fee is required.  
 Small Entity.  
 An extension fee in an amount of \$ \_\_\_\_\_ for a \_\_\_\_\_-month extension of time under 37 C.F.R. § 1.136(a).  
 A petition or processing fee in an amount of \$ \_\_\_\_\_ under 37 C.F.R. § 1.17(\_\_\_\_\_\_).  
 An additional filing fee has been calculated as shown below:

	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Small Entity		Not a Small Entity	
					Rate	Add'l Fee	or	Rate
Total	70	Minus			x \$25=		x \$50=	
Indep.	4	Minus			x 100=		x \$200=	
First Presentation of Multiple Dep. Claim					+\$180=		+\$360=	
					Total	\$	Total	\$

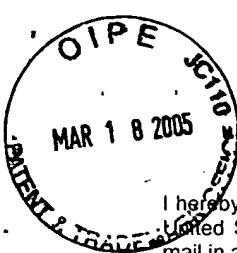
**Fee payment:**

A check in the amount of \$ \_\_\_\_\_ is enclosed.  
 Please charge Deposit Account No. 23-1925 in the amount of \$ \_\_\_\_\_. A copy of this Transmittal is enclosed for this purpose.  
 Payment by credit card in the amount of \$ \_\_\_\_\_ (Form PTO-2038 is attached).  
 The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

March 15, 2005  
Date

Jasper W. Dockrey (Reg. No. 33,868)



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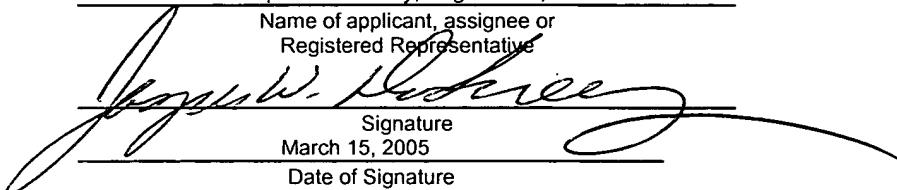
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on March 15, 2005

Date of Deposit

Jasper W. Dockrey, Reg. No. 33,868

Name of applicant, assignee or  
Registered Representative



Signature  
March 15, 2005

Date of Signature

Case No. 1391/1555  
Wrigley No. MAGBAR 01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

MAXWELL et al.

Serial No.: 10/606,671

Filing Date: June 25, 2003

For: BREATH FRESHENING AND  
ORAL CLEANSING PRODUCT  
WITH MAGNOLIA BARK  
EXTRACT

Examiner:  
Ruth A. Davis

Group Art Unit No.:  
1761

**AMENDMENT AND REQUEST FOR RECONSIDERATION  
UNDER 37 CFR 1.143**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

In response to the Office Action dated February 16, 2005, in the above-referenced application please reconsider the restriction requirement in view of the applicants' remarks presented herein. Also, please enter the following amendment:

A listing of claims begins at page 2 of this paper.

The applicants' remarks begin at page 10 of this paper.